

SPICES, FLAVORS, AND SEASONING MATERIALS

16795. Adulteration of marjoram. U. S. v. 9 Unlabeled Barrels, etc. (F. D. C. No. 29739. Sample Nos. 79671-K, 79672-K, 79674-K to 79676-K, incl.)

LIBEL FILED: September 18, 1950, District of Massachusetts.

ALLEGED SHIPMENT: On or about August 16, November 3, and December 2, 1949, from New York, N. Y.

PRODUCT: 9 unlabeled barrels, each containing 75 pounds, of ground French marjoram, and 5 unlabeled barrels, each containing 75 pounds, of ground Chilean marjoram at Revere, Mass.; and one partly filled barrel containing approximately 9 pounds of whole marjoram, one partly filled barrel containing approximately 60 pounds of rubbed marjoram and one partly filled barrel containing approximately 67 pounds of ground marjoram at Boston, Mass.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the articles consisted in whole or in part of filthy substances by reason of the presence of insects, insect parts, and rodent hair fragments. The articles were adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: October 30, 1950. Default decree of condemnation and destruction.

16796. Adulteration and misbranding of "replacement" pepper. U. S. v. 1 Drum * * *. (F. D. C. No. 29694. Sample No. 40364-K.)

LIBEL FILED: On or about August 21, 1950, District of Maryland.

ALLEGED SHIPMENT: On or about May 4, 1950, by the Austin Food Products Corp., from Brooklyn, N. Y.

PRODUCT: 1 unlabeled drum containing 50 pounds of an article invoiced as "Replacement Pepper" at Baltimore, Md.

Examination showed that the product consisted of a substance having the characteristics of ground nutmeg, with a small amount of black pepper and an oil having the flavor of capsicum or other hot peppers.

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, pepper, had been omitted in part from the article; and, Section 402 (b) (4), substances had been added to the article and mixed and packed therewith to increase its bulk or weight.

Misbranding, Section 403 (b), the article was offered for sale under the name of another food, namely, pepper; Sections 403 (e) (1) and (2), the article failed to bear a label containing the name and place of business of the manufacturer, packer, or distributor, and an accurate statement of the quantity of the contents; and, Section 403 (i) (2), the article was fabricated from two or more ingredients, and its label failed to bear the common or usual name of each such ingredient.

DISPOSITION: September 26, 1950. Default decree of condemnation and destruction.

16797. Adulteration of soy sauce. U. S. v. 482 Cases, etc. (F. D. C. Nos. 29284, 29285. Sample Nos. 88170-K, 88171-K.)

LIBELS FILED: June 26, 1950, District of Colorado.

ALLEGED SHIPMENT: On or about June 14, 1950, by the Showa Shoyu Brewing Co., from Glendale, Ariz.